

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

RUDY CHAVEZ,

Plaintiff,

v.

No. CV 17-00177 RB/LAM

TIMOTHY HATCH, et al.,

Defendants.

ORDER TO CURE DEFICIENCY

Plaintiff has submitted a civil rights complaint [*Doc. 1*] on February 2, 2017. The Court determines that Plaintiff's submission is deficient because Plaintiff has not paid the \$400.00 filing fee or filed an Application to Proceed in District Court Without Prepaying Fees or Costs. Plaintiff must cure this deficiency **within thirty (30) days from entry of this Order by *either*** paying the full \$400.00 civil filing fee ***or*** submitting an Application to Proceed in District Court Without Prepaying Fees or Costs including a certified copy of Plaintiff's inmate account statement for the 6-month period immediately preceding this filing. *See* 28 U.S.C. § 1915(a)(2). Failure to cure the designated deficiency **within thirty (30) days from entry of this Order** may result in **dismissal** of this action without further notice.

IT IS THEREFORE ORDERED that, **within thirty (30) days of entry of this Order**, Plaintiff ***either*** pay the full \$400.00 civil filing fee ***or*** submit an Application to Proceed in District Court Without Prepaying Fees or Costs that includes a certified copy of Plaintiff's inmate account statement for the 6-month period immediately preceding this filing; and the Clerk

is directed to mail to Plaintiff a copy of this order and 2 copies of an Application to Proceed in District Court Without Prepaying Fees or Costs with instructions.

IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE
LOURDES A. MARTÍNEZ